



The Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TERRIE L. WILLIAMS,
Plaintiff,

v.

METROPOLITAN LIFE INSURANCE
COMPANY, a New York Corporation; and
AMERICAN AIRLINES, INC., a Delaware
Corporation,
Defendants.

Case No. CV10-0751 RBL

**STIPULATION AND [PROPOSED]
ORDER CONTINUING TRIAL AND
RELATED DEADLINES**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties¹ through
their respective undersigned attorneys, as follows:

1. The Court's August 19, 2010 Minute Order Setting Trial Date, Pretrial Dates and
Ordering Mediation, set the following deadlines in this case:

Agreed Pretrial Order OR if counsel request to
dispense with, and the Court approves, Witness and
Exhibit Lists are due

September 2, 2011

¹ On August 22, 2011, the Court entered an order dismissing Metropolitan Life Insurance Company as a defendant in this lawsuit. As a result, the only remaining parties are Plaintiff Terrie L. Williams and Defendant American Airlines, Inc. (Docket No. 24) In addition, contemporaneous with the filing of this Stipulation, the parties are also filing a Stipulation to substitute Defendant American Airlines, Inc. with Defendant American Airlines, Inc. Long Term Disability Plan Trust. Should the Court approve the substitution of the defendant in this action, Defendant American Airlines, Inc. Long Term Disability Plan Trust, which is represented by the same counsel as Defendant American Airlines, Inc., joins in the Stipulation and Request to Continue Trial and Related Deadlines.

STIPULATION AND [PROPOSED] ORDER CONTINUING TRIAL
AND RELATED DEADLINES
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1 Trial Briefs and Proposed Findings of Fact
2 and Conclusions of Law shall be filed by

September 6, 2011

3 Pretrial conference will be HELD at 8:30 AM
4 1-2 DAYS Non-Jury TRIAL set for 9:00 AM

September 9, 2011
September 19, 2011

5 2. Defendant American Airlines, Inc. filed a Motion for Summary Judgment on June
6 21, 2011 (Docket No. 17). Plaintiff filed an Opposition to the Motion and Defendant filed a
7 Reply. The Motion is now fully briefed and pending before the Court.

8 3. In or around mid-August 2011, lead counsel for Defendant, Ken O'Brien,
9 experienced a serious medical condition for which he is still recovering. Mr. O'Brien has been
10 unable to perform his regular work since that time. He continues to receive medical care for his
11 condition and he continues to be unable to perform his regular work. According to his health
12 care providers, Mr. O'Brien is not expected to return to his regular work duties for at least
13 several weeks.

14 4. The parties, after meeting and conferring in good faith, have agreed to request that
15 the Court continue all unexpired dates under the scheduling order for at least sixty (60) days to
16 allow Mr. O'Brien to participate in pretrial and trial proceedings, should such be necessary after
17 the Court rules upon Defendant's pending Motion. Plaintiff's counsel has conferred with
18 Plaintiff and Plaintiff has agreed to this stipulation to extend the trial date.

19 5. In addition, the parties have agreed to dispense with the Agreed Pretrial Order,
20 and request that the Court enter an order that only requires them to file Exhibit and Witness
21 Lists, and Trial Briefs and Proposed Findings of Fact and Conclusions of Law.

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STIPULATION AND [PROPOSED] ORDER CONTINUING TRIAL
AND RELATED DEADLINES - 2
Cause No. CV10-0751 RBL

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6. This stipulation and request is filed in good faith and is not for purposes of undue delay.

Dated: this 26th day of August, 2011.

FOR PLAINTIFF:

FOR DEFENDANT:

/s/Elizabeth LePley
Elizabeth LePley, WSBA #40667
Joseph Koplin, WSBA #7683
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/s/ Kenneth R. O'Brien
Kenneth R. O'Brien, admitted *pro hac vice*
Ryan P. Hammond, WSBA #38888
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ORDER

IT IS SO ORDERED. The Court will issue a new Minute Order Setting Trial Date and Pretrial Dates that is consistent with the parties' stipulation and request set forth above.

DATED this 29th day of August, 2011.



THE HONORABLE RONALD B. LEIGHTON

Presented by:

/s/ Kenneth R. O'Brien
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STIPULATION AND [PROPOSED] ORDER CONTINUING TRIAL
AND RELATED DEADLINES - 3
Cause No. CV10-0751 RBL

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CERTIFICATE OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 600 University Street, Suite 3200, Seattle, WA 98101-3122. On August 26, 2011, I electronically filed **STIPULATION AND [PROPOSED] ORDER CONTINUING TRIAL AND RELATED DEADLINES** with the Clerk of the Court using the CM/ECF system which will send notification of such filing The Honorable Ronald B. Leighton and to the following:

**Elizabeth Lepley
Joseph Koplin
Moschetto & Koplin, Inc., P.S.
1800 – 112th Avenue NE, Ste. 300 E
Bellevue, WA 98004-2954**

And I hereby certify that I have mailed by United States Postal Service the document to the following non CM/ECF participants:

[Not applicable]

I declare under penalty of perjury under the laws of the State of Washington that the above is true and correct. Executed on August 26, 2011, at Sacramento, California.

/s/ Anna M. Robertson

ANNA M. ROBERTSON
arobertson@littler.com

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